

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
DELTA DIVISION**

**UNITED STATES OF AMERICA,**

**VS.**

**CRIMINAL ACTION NO. 2:09CR30-P-S**

**WILLIE LEE FIELDS,**

**DEFENDANT.**

**ORDER CONTINUING TRIAL**

This matter comes before the court upon Defendant's fourth Motion for Continuance [39].

After due consideration of the motion, the court finds as follows, to-wit:

Trial is currently set for November 2, 2009. Defense counsel requests a continuance to accommodate a previously-scheduled criminal trial in State court.

The Government has no objection to the continuance.

The above circumstances enable the Court to exclude, pursuant to 18 U.S.C. section 3161(h)(7)(A), the period of delay from November 2, 2009 until the new trial date to be set in this matter. The time is excludable under subsection (h)(7)(A) because, given the circumstances described above, a continuance is necessary to afford the defendant's counsel more time to adequately prepare for his client's defense. As such, the ends of justice served by the granting of this continuance outweigh the best interests of the public and the defendant in a speedy trial.

**IT IS THEREFORE ORDERED AND ADJUDGED** that:

- (1) Defendant's third Motion for Continuance [36] is **GRANTED**;
- (2) Trial of this matter is continued until Monday, January 25, 2010 at 9:00 a.m. in the United States Courthouse in Greenville, Mississippi;
- (3) The delay from November 2, 2009 to January 25, 2010 is excluded from Speedy Trial

Act considerations as set out above;

(4) The deadline for filing pretrial motions is January 4, 2010; and

(5) The deadline for submitting a plea agreement is January 11, 2010.

**SO ORDERED** this the 22<sup>nd</sup> day of October, A.D., 2009.

/s/ W. Allen Pepper, Jr. \_\_\_\_\_  
W. ALLEN PEPPER, JR.  
UNITED STATES DISTRICT JUDGE